

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

**JAMES JORDAN**, et. al, on behalf of  
themselves and all others similarly  
situated,

PLAINTIFFS,

v.

**GREG E. LINDBERG**,

DEFENDANT.

**Case No. 1:22-cv-483-CCE-JEP**

**PLAINTIFFS' MOTION FOR  
CLASS CERTIFICATION**

Plaintiffs, by and through their counsel, hereby move this Court pursuant to Rules 23(a) and 23(b)(3), Fed. R. Civ. P., and LR 23.1(b) for an Order certifying the following Class:

***The PFC/CBL Contract Earners Class:***

All persons or entities who (a) at any point during the three (3) year period of time preceding October 21, 2021 through the present, (b) had a contract with PFC related to CBL Policies, (c) earned commissions for the issuance, selling, or servicing of CBL Policies, (d) but have not been paid those commissions on behalf of themselves and the agents acting on their behalf.

Excluded from the Class is: (a) any Judge or Magistrate presiding over this action and members of their families; (b) PFC, CBL and any entity which PFC or CBL has a controlling interest, or which has a controlling interest in PFC or CBL and all legal representatives; and (c) all persons who properly execute and file a timely request for exclusion.

The grounds for this motion are set forth in the accompanying Brief in Support and supporting exhibits thereto, which make clear that the provisions of Fed. R. Civ. P. 23 have been satisfied and that certification of the proposed Class is appropriate and warranted. Pursuant to LR 7.3(c)(1), Plaintiffs also request oral argument to fully address the complex legal and factual issues discussed within the attached Class Certification Memorandum.

Plaintiffs respectfully request that the Court grant their motion and enter an order granting certifying the PFC/CBL Contract Earners Class, appointing undersigned counsel as Class Counsel, and appointing the named Plaintiffs as Class Representatives.

This the 14<sup>th</sup> day of September 2022.

/s/ Matthew E. Lee

Matthew E. Lee

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**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send notification of the filing to all counsel of record.

This the 14th day of September 2022.

/s/ Matthew E. Lee

Matthew E. Lee